



City Council Regular Meeting **AGENDA**

Civic Center Council Chamber ♦ 300 Seminary Avenue ♦ Ukiah, CA 95482
November 7, 2018 - 6:00 PM

UPDATED NOVEMBER 5, 2018, TO INCLUDE URGENCY ITEM.

1 ROLL CALL

2 PLEDGE OF ALLEGIANCE

URGENCY ITEM

Due to a technical glitch, agenda item 13c did not publish with the rest of the agenda; however, this item is time-sensitive. Therefore, the item is being added as an urgency item for Council's consideration. Staff recommends approving the urgency item and placing it as agenda item 13c.

Adoption of Resolutions Approving Successor Memorandum of Understanding for Administrative and Maintenance Unit and Addendum Adding Longevity Performance Program Provision to the Water Utilities/Mechanics Unit Memorandum of Understanding.
Recommended Action: Adopt resolutions approving successor Memorandum of Understanding between the City of Ukiah and Administrative and Maintenance Unit and addendum adding Longevity Performance Program Provision to the Water Utilities/Mechanics Unit Memorandum of Understanding.
Attachment 1 - Resolution Successor MOU 2018-2021
Attachment 2 - Resolution Adding Longevity Performance Program Provision 2018-2012 MOUs
Attachment 3 - DRAFT Admin & Main Unit Comprehensive MOU 2018-21
Attachment 4 - Addn Water Utilities & Mechanics MOU 2018-2021 - Longevity Performance Program

3 PROCLAMATIONS/INTRODUCTIONS/PRESENTATIONS

- 3.a. [Presentation of the City of Ukiah Budget Story.](#)
Recommended Action: Council to receive a presentation on the City of Ukiah Budget Story for FY 2018-19.
[Attachment 1 - 2018/19 City of Ukiah Budget Story](#)

4 PETITIONS AND COMMUNICATIONS

5 APPROVAL OF MINUTES

5.a. [Approval of the October 17, 2018, Regular Meeting Minutes](#)

Recommended Action: Approve the Minutes of October 17, 2018, a Regular Meeting, as submitted.

[Attachment 1 - Draft Minutes for October 17, 2018](#)

6 RIGHT TO APPEAL DECISION

Persons who are dissatisfied with a decision of the City Council may have the right to a review of that decision by a court. The City has adopted Section 1094.6 of the California Code of Civil Procedure, which generally limits to ninety days (90) the time within which the decision of the City Boards and Agencies may be judicially challenged.

7 CONSENT CALENDAR

The following items listed are considered routine and will be enacted by a single motion and roll call vote by the City Council. Items may be removed from the Consent Calendar upon request of a Councilmember or a citizen in which event the item will be considered at the completion of all other items on the agenda. The motion by the City Council on the Consent Calendar will approve and make findings in accordance with Administrative Staff and/or Planning Commission recommendations.

7.a. [Approve a Budget Amendment to Fund the Open Space Contractual Services Account for Possible Expenses During the Fiscal Year Related to the Donation, Acquisition, and/or Improvement of Open Space in the Amount of up to \\$35,000.](#)

Recommended Action: Approve a budget amendment to fund the Open Space contractual services account for possible expenses during the fiscal year related to the donation, acquisition, and/or improvement of open space in the amount of up to \$35,000.

[None](#)

7.b. [Consideration of a Resolution Removing On-Street Parking on the South Side of Thomas Street East of South State Street for a Length of 200 Feet.](#)

Recommended Action: Adopt resolution removing on-street parking on the south side of Thomas Street, east of South State Street for a length of 200 feet.

[Attachment 1 TEC Staff Report](#)

[Attachment 2 TEC Minutes](#)

[Attachment 3 Resolution](#)

7.c. [Consideration of Adoption of Resolution Amending the Original Certifying Resolution that Authorized the City of Ukiah to Submit an Application to the California Department of Housing and Community Development for Funding under the HOME Investment Partnerships Program.](#)

Recommended Action: Adopt resolution amending City Council Resolution No. 2017-06, expanding the program eligibility territory of the Tenant Based Rental Assistance program activity for the California Department of Housing and Community Development Funding under the HOME Investment Partnerships Program.

[Attachment 1- Resolution No. 2017-06](#)

[Attachment 2- Amended Resolution for TBRA program change](#)

7.d. [Award Professional Services Agreement to North Coast Opportunities in the Amount of](#)

\$104,448 for Workforce Management and Landscaping for the Northwestern Pacific Rail Trail Project Phase 3, Specification No. 18-04 and Approval of Corresponding Budget Amendment.

Recommended Action: Award professional services agreement to North Coast Opportunities in the amount of \$104,448 for workforce management and landscaping for the NWP Rail Trail Phase 3 Project and approve corresponding budget amendment.

Attachment 1 - NCO Agreement

- 7.e. Adoption of Resolution to Update the City of Ukiah Local Agency Investment Fund (LAIF) "Authorization for Transfer of Funds" Schedule, and Authorization for the City Manager and Deputy City Manager to Sign the LAIF Form.

Recommended Action: Adopt Resolution to Update the City of Ukiah Local Agency Investment Fund (LAIF) "Authorization for Transfer of Funds" Schedule, and authorize the City Manager and Deputy City Manager to sign the LAIF form.

Attachment 1 - Resolution

Exhibit A - LAIF Form

- 7.f. Approval of Purchase of Actuators and Valves for the Advanced Waste Water Treatment System at the Waste Water Treatment Plant from T&T Valve and Instrument, Inc. in the Amount of \$36,620.87 as Approved in the Capital Budget.

Recommended Action: Approve the Purchase of Actuator and Valves for the Advanced Waste Water Treatment System at the Waste Water Treatment Plant from T&T Valve and Instrument, Inc. in the Amount of \$36,620.87 Approved in the Capital Budget.

Attachment 1 - Request for Bid

- 7.g. Approval of Change Order Number 3 in the Amount of \$356,690.60 to Ghilotti Construction Company for the Transportation Improvements for Redwood Business Park Project, Specification Number 17-09, and Corresponding Budget Amendment.

Recommended Action: Approve Change Order Number 3 in the Amount of \$356,690.60 to Ghilotti Construction Company for the Transportation Improvements for Redwood Business Park Project, Specification Number 17-09, and Corresponding Budget Amendment.

Attachment 1 CCO 1 & 2

Attachment 2 CCO 3

8 AUDIENCE COMMENTS ON NON-AGENDA ITEMS

The City Council welcomes input from the audience. If there is a matter of business on the agenda that you are interested in, you may address the Council when this matter is considered. If you wish to speak on a matter that is not on this agenda, you may do so at this time. In order for everyone to be heard, please limit your comments to three (3) minutes per person and not more than ten (10) minutes per subject. The Brown Act regulations do not allow action to be taken on audience comments in which the subject is not listed on the agenda.

9 COUNCIL REPORTS

10 CITY MANAGER/CITY CLERK REPORTS

11 PUBLIC HEARINGS (6:15 PM)

12 UNFINISHED BUSINESS

- 12.a. [Discussion and Direction Regarding Implementation of an Improved Downtown Parking Management System.](#)
Recommended Action: Direct Staff to proceed with an improved Downtown Parking Management System that would include paid parking in the downtown core, a limited number of permitted spaces, and free parking.
[Attachment 1 - Parking District](#)
[Attachment 2 - Downtown Ukiah Parking Improvement Study 12-20-07](#)
[Attachment 3 - Meter Payback Calculator v3](#)
- 12.b. [Annual Update/Presentation Regarding Visit Ukiah and Authorization to Negotiate the Possible Transfer of Administration for the Program to Another Entity.](#)
Recommended Action: Receive presentation and direct Staff to negotiate the possible transfer of the administration of the program to another entity.
[Attachment 1 - Summary of Business Forum and FAQ Revised](#)
- 12.c. [Determination of Notification of Intent to Adjust Curbside Collection and Transfer Station Service Rates.](#)
Recommended Action: Confirm the determination of the City Manager of compliance with the provisions of the agreements between the City of Ukiah and Ukiah Waste Solutions, Inc. and Solid Waste Systems, Inc. regarding the company's notice of intent to adjust curbside collection and transfer station rates.
[Attachment 1 - UWS Rate Package to City 8.15.18 \(curbside\)](#)
[Attachment 2 - SWS Rate Package to City 8.15.18 \(transfer station\)](#)
[Attachment 3 - Solid Waste Confirmation ASR, Supporting Slides, 11-7-18](#)
- 12.d. [Council to Receive a Report Regarding the Completion of the Grace Hudson Nature Education Project.](#)
Recommended Action: City Council to consider a report on the Grace Hudson Nature Education Project funded by Proposition 84 State Parks Nature Education Facilities Grant.
[Attachment 1 - Nature Education Change Orders](#)
- 12.e. [Approval of Contract Amendments for Preliminary Design and Environmental Compliance for Phase 4 of the Recycled Water System and Corresponding Budget Amendment.](#)
Recommended Action: Approval of Contract Amendments for Preliminary Design and Environmental Compliance for Phase 4 of the Recycled Water System and Corresponding Budget Amendment.
[Attachment 1 - TSO](#)
[Attachment 2 - Phase 4 Scope Doc 2018-11-01](#)
[Attachment 3 - SMB Environmental Addendum 3 - Scope of Work](#)
- 12.f. [Adoption of Resolution Establishing an Interim Referral Procedure, Until Such Time that the Mendocino County Airport Comprehensive Land Use Plan is Updated to Reflect Current Ukiah Municipal Airport Environs, for Projects Located in the A, A*, B1, B1*, and B2 Zones of the 1996 Compatibility Zoning Map of the Ukiah Municipal Airport Master Plan and Referred by the City of Ukiah Community Development Department to the Mendocino County Airport Land Use Commission.](#)
Recommended Action: Adopt resolution establishing an interim referral procedure, until such

time that the Mendocino County Airport Comprehensive Land Use Plan is updated to reflect current Ukiah Municipal Airport environs, for projects located in the A, A*, B1, B1*, and B2 Zones of the 1996 Compatibility Zoning Map of the Ukiah Municipal Airport Master Plan and referred by the City of Ukiah Community Development Department to the Mendocino County Airport Land Use Commission.

Attachment 1- Resolution for ALUC interim referral procedure

Attachment 2- Draft ALUC Interim Referral Procedure CDD

Attachment 3- Section 1.3 Mendocino County ACLUP

Attachment 4- 2018-08-01 Ltr to ALUC and BOS RE ACLUP

13 NEW BUSINESS

- 13.a. Consideration and Possible Direction to Staff to Proceed with the Overrule of the Mendocino County Airport Land Use Commission's Determination of Inconsistency with the Mendocino County Airport Comprehensive Land Use Plan for the Heritage Mendocino Cannabis Microbusiness Project, Located at 1076 Cunningham Street.

Recommended Action: Consider directing staff to proceed with the overrule of the Mendocino County Airport Land Use Commission's Determination of Inconsistency with the Mendocino County Airport Comprehensive Land Use Plan for the Heritage Mendocino Cannabis Microbusiness project located at 1076 Cunningham Street.

Attachment 1- 8-3-18 City Attorney legal opinion

Attachment 2- 9-19-18 Staff Report (overrule analysis)

Attachment 3- FAA Determination letter 387993982

Attachment 4- ALUC Resolution for Heritage Mendocino 10-18-18

Attachment 5- Proposed Overrule Resolution and Findings for Heritage Mendocino

- 13.b. Discussion and Possible Introduction by Title Only of a Shopping Cart Ordinance Amendment.

Recommended Action: Introduce the Shopping Cart Ordinance Amendment by title only.

Attachment 1 Shopping Cart Ordinance Amendment REDLINE

Attachment 2 Shopping Cart Ordinance Amendment CLEAN

- 13.d. Receive Updates on City Council Committee and Ad Hoc Assignments and if necessary, Consider Modifications to Assignments and/or the Creation/Elimination of Ad hoc(s).

Recommended Action: Receive report(s). The Council may also consider modifications to committee and ad hoc assignments along with the creation/elimination ad hoc(s).

14 CLOSED SESSION – CLOSED SESSION MAY BE HELD AT ANY TIME DURING THE MEETING.

- 14.a. Conference with Legal Counsel – Existing Litigation
(Government Code Section 54956.9(d)(1))

Name of case: Vichy Springs Resort v. City of Ukiah, Et Al; Case No. SCUJ-CVPT-2018-70200

Recommended Action: Confer in Closed Session

- 14.b. Conference with Legal Counsel – Existing Litigation
(Government Code Section 54956.9(d)(1))
Name of case: Ukiah Valley Sanitation District v. City of Ukiah, Sonoma County Superior Court, Case No. SCV 256737 (UVSD)

Recommended Action: Confer in Closed Session

- 14.c. Conference with Labor Negotiator
(Government Code Section 54957.6)
Agency Representative: Sage Sangiacomo, City Manager
Employee Organizations: All Bargaining Units

Recommended Action: Confer in Closed Session

- 14.d. Conference with Real Property Negotiators
(Cal. Gov't Code Section 54956.8)
Property: APN Nos: 157-050-03, 157-060-02, 157-050-04, 157-050-03, 157-030-02, 157-050-01, 157-050-02, 157-050-10, 157-050-09, 157-070-01, 157-070-02, 003-190-01
Negotiator: Sage Sangiacomo, City Manager;
Negotiating Parties: Dave Hull and Ric Piffero
Under Negotiation: Price & Terms of Payment

Recommended Action: Confer in Closed Session

15 ADJOURNMENT

Please be advised that the City needs to be notified 72 hours in advance of a meeting if any specific accommodations or interpreter services are needed in order for you to attend. The City complies with ADA requirements and will attempt to reasonably accommodate individuals with disabilities upon request. Materials related to an item on this Agenda submitted to the City Council after distribution of the agenda packet are available for public inspection at the front counter at the Ukiah Civic Center, 300 Seminary Avenue, Ukiah, CA 95482, during normal business hours, Monday through Friday, 8:00 am to 5:00 pm.

I hereby certify under penalty of perjury under the laws of the State of California that the foregoing agenda was posted on the bulletin board at the main entrance of the City of Ukiah City Hall, located at 300 Seminary Avenue, Ukiah, California, not less than 72 hours prior to the meeting set forth on this agenda.

Kristine Lawler, City Clerk